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PATENT
Docket No. 263742002801

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Assistant Commissioner for Patents, Washington, D.C. 20231, on September 29, 1999

Marlon McKeever
Marlon McKeever

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Sutton et al.

Serial No.: 09/382,561

Filing Date: August 25, 1999

For: SPRAY-DRIED MICORPARTICLES
AND THEIR USE AS THERAPEUTIC
VEHICLES

Examiner: Unassigned

Group Art Unit: Unassigned

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**INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents were previously submitted in Information Disclosure Statements dated November 7, 1995, December 19, 1995, April 29, 1996, August 18, 1997 and October 16, 1998, directed to the related application Serial Number 08/487,420 (a CIP of 07/956,875) and, accordingly, copies are not included herewith. This protocol conforms with 37 C.F.R. § 1.98(d) and M.P.E.P. 609(A)(2). The Examiner is requested to make these documents of record in the application.

This Information Disclosure Statement is submitted:

- ☒ Within three months of the application filing date or before receipt of a first Office Action on the merits; accordingly, no fee or separate requirements are required.

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

This Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 263742002801. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: 28 Sept. 1999

Respectfully submitted,

By: Susan K. Lehnhardt
Susan K. Lehnhardt
Registration No. 33,943

Morrison & Foerster LLP
1290 Avenue of the Americas
New York, New York 10104-0012
Telephone: (212) 468-8186
Facsimile: (212) 468-7900

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